

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

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| Staff of the Missouri Public Service Commission, |) | |
| |) | |
| Complainant, |) | |
| v. |) | Case No. GC-2006-0182 |
| Sendero SMGC LP Acquisition Company, |) | |
| et al., |) | |
| Respondent. |) | |

NOTICE OF DISMISSAL

COMES NOW Staff of the Public Service Commission of Missouri, and pursuant to Commission Rule 4 CSR 240-2.116(1) and dismisses its complaint in this matter. By the terms of the Rule, no order of the Commission is required to effect this dismissal.

1. Staff filed this complaint on October 21, 2005, alleging that Sendero SMGC LP Acquisition Company (Sendero) had failed to hire a general manager in the time pledged by Respondents and ordered by the Commission. Sendero had undertaken to do so in the Stipulation and Agreement by which it acquired the utility.

2. In subsequent discussions with the Staff, Sendero provided a good and satisfactory explanation of the personnel matters surrounding its hiring of a general manager. This explanation satisfied the Staff that the delay in hiring a general manager was excusable, and did not warrant further prosecution of the complaint. Staff so notified the Commission in its December 14, 2005, Response filed in this case.

3. The hiring process involves sensitive personnel material that will not be released as public information. Dismissing this complaint and eliminating the contested case restrictions will

permit the Staff to address directly any concerns the Commission, or individual Commissioners, might have regarding the substance of the case.

Respectfully submitted,

/s/Thomas R. Schwarz, Jr.
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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered, transmitted by facsimile or electronic mail to all counsel of record this 14th day of February, 2006.

/s/ Thomas R. Schwarz, Jr.